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## CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

*Submit an original, and a duplicate for fee processing.  
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))*

CHECK BOX, if applicable:  
 DUPLICATE

**Address to:**

**Assistant Commissioner for Patents  
Box CPA  
Washington, DC 20231**

<b>Attorney Docket No. of Prior Application</b>	<b>Beiersdorf 500.1-KGB</b>
<b>First Named Inventor</b>	<b>JOACHIM BUNGER et al</b>
<b>Examiner Name</b>	<b>R. Traverse</b>
<b>Group Art Unit</b>	<b>1617</b>
<b>Express Mail Label No.</b>	<b>VIA TELEFAX</b>

This is a request for a  continuation or  divisional application under 37 CFR 1.53(d),  
(continued prosecution application (CPA)) of prior application number 09 / 091,602,  
filed on April 19, 1999, entitled Use of Sugar Derivatives as Antimicrobial, Antimycotic and/or ......

### NOTES

**FILING QUALIFICATIONS:** The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. Effective May 29, 2000, a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice changes to and Provisional Application Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

**WARNING: Information on this form may become public. Credit card information should not**

06/06/2002 ~~be included on this form. Provide credit card information and authorization on PTO-2038.~~

01 FC:179

1.  Enter the unentered amendment previously filed on 04/19/99 under 37 CFR 1.116 in the prior nonprovisional application.
2.  A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
  - a.  **DELETE** the following inventor(s) named in the prior nonprovisional application:  
  

---
  - b.  The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4.  A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
  - a.  PTO-1449
  - b.  Copies of IDS Citations

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box CPA, Washington, DC 20231.

PTO/SB/29 (10-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c) or (j))	9 -20* =	0	x \$ 18 =	\$ 0.00
	INDEPENDENT CLAIMS (37 CFR 1.16(b) or (l))	2 -3** =	0	x \$ 84 =	\$ 0.00
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))		<input type="checkbox"/>	+ \$ 0 =	\$ 0.00
				BASIC FEE (37 CFR 1.18)	\$740.00
				Total of above Calculations =	\$740.00
	Reduction by 50% for filing by small entity (Note 37 CFR 1.27).		<input type="checkbox"/>		\$0.00
	* Reissue claims in excess of 20 and over original patent. ** Reissue independent claims over original patent.			TOTAL =	\$740.00

6.  Small entity status: Applicant claims small entity status. See 37 CFR 1.27.

7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 14 -1263:

- Fees required under 37 CFR 1.16.
- Fees required under 37 CFR 1.17.
- Fees required under 37 CFR 1.18.

8.  A check in the amount of \$ \_\_\_\_\_ is enclosed.

9.  Payment by credit card. Form PTO-2038 is attached.

10.  Applicant requests suspension of action under 37 CFR 1.103(b) for a period of \_\_\_\_\_ months (not to exceed 3 months) and the fee under 37 CFR 1.17(i) is enclosed.

11.  New Attorney Docket Number, if desired \_\_\_\_\_  
[Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein.]

12. a.  Receipt For Facsimile Transmitted CPA (PTO/SB/29A)  
b.  Return Receipt Postcard (Should be specifically itemized, See MPEP 503)

13.  Other: Petition for Extension of Time

**NOTE:** *The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.*

**14. NEW CORRESPONDENCE ADDRESS** Customer Number or Bar Code Label

27384

or

 New correspondence address below

(Insert Customer No. or Attach bar code label here.)

Name

Address

City

State

Zip Code

Country

Telephone

Fax

**15. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)

Kurt G. Briscoe

Signature

Registration No. (Attorney/Agent)

33,141

Date

May 1, 2002

[Page 2 of 2]

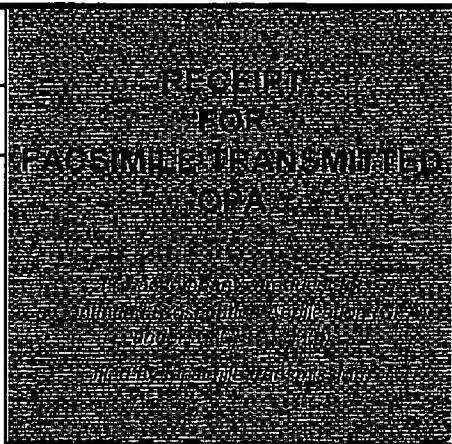
PTO/SB/29A (08-00)

Approved for use through 10/31/2002. OMB 0851-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

If this RECEIPT is included with a request for a CPA filed by facsimile transmission, it will be date stamped and mailed to the ADDRESS in Item 1.

**1. ADDRESS**      Applicant's Mailing Address for this receipt must be CLEARLY PRINTED or TYPED in the box below.

Kurt G. Briseoe  
Norris McLaughlin & Marcus  
220 East 42nd Street  
30th Floor  
New York, New York 10017



**NOTE:** By this receipt, the USPTO (a) acknowledges that a request for a CPA was filed by facsimile transmission on the date stamped below by the USPTO and (b) verifies only that the application number provided by the applicant on this receipt is the same as the application number provided on the accompanying request for a CPA. This receipt CANNOT be used to acknowledge receipt of any paper(s) other than the request for a CPA.

**2. APPLICATION IDENTIFICATION:**

(Provide at least enough information to identify the application)

**a. For prior application**

Application No.:	09/091,602
Filing Date:	April 19, 1999
Title:	Use of Sugar Derivatives as Antimicrobial, .....
Attorney Docket No.:	Beiersdorf 500-KGB
First Named Inventor:	JOACHIM BUNGER et al

**b. For instant CPA application**

New Attorney Docket No.: Beiersdorf 500.1-KGB / 100718-151  
(If applicable)

The USPTO date stamp, which appears in the box to the right, is an acknowledgement by the USPTO of receipt of a request for a CPA filed by facsimile transmission on the date indicated below.

(THIS AREA FOR PTO DATE STAMP USE)

**USPTO HANDLING INSTRUCTIONS:**

Please stamp area to the right with the date the complete transmission of the request for a CPA was received in the USPTO and also include the USPTO organization name that provided the date stamp (stamp may include both items). Verify that the application number provided by applicant on this receipt is the same as the application number provided by applicant on the request for a CPA accompanying this receipt. If there is an inconsistency between the application number provided on this receipt and the request for a CPA, strike through the inconsistent application number provided on this receipt and insert the correct application number, if possible. Then place in a window envelope

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16-3

**FAX RECEIVED**

MAY 02 2002

GROUP 1600

NORRIS MC LAUGHLIN & MARCUS, P.A.  
220 EAST 42<sup>ND</sup> STREET  
NEW YORK, NEW YORK 10017  
PHONE: (212) 808-0700  
FAX: (212) 808-0844

**OFFICIAL**

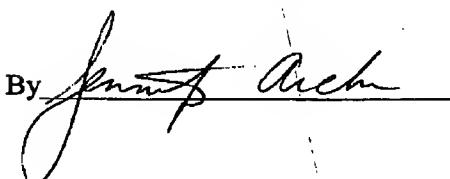
DATE : May 1, 2002  
TO : Commissioner for Patents  
Washington, D.C. 20231  
FAX NO. : 1-703-872-9307  
SERIAL NO. : 09/091,602  
DOCKET NO.: Beiersdorf 500.1-KGB  
ART UNIT : 1617  
EXAMINER : R. Traverse

TOTAL NUMBER OF PAGES (INCLUDING THIS PAGE): 13**DESCRIPTION:**

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office on the date shown below:

- Continued Prosecution Application (CPA) Request Transmittal- 2 pages
- Receipt for Facsimile Transmitted CPA- 1 page
- Petition for Extension of Time- 2 pages
- Preliminary Amendment – 6 pages
- Mark-up Showing Changes to Claims- 1 page

By

Date May 1, 2002